

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF ST. CHARLES - TITLE 9, "PUBLIC PEACE, MORALS AND WELFARE", CHAPTER 9.45, "NUISANCE ABATEMENT" – SECTION 9.45.020, "DEFINITIONS", SUBSECTION A.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES, KANE AND DUPAGE COUNTIES, ILLINOIS, AS FOLLOWS:

SECTION ONE: That Title 9 "Public Peace, Morals and Welfare", Chapter 9.45 "Nuisance Abatement" Section 9.45.020 "Definitions", Subsection A., of the St. Charles Municipal Code is hereby deleted in its entirety and in lieu thereof, the following language shall be substituted:

- “ A. CHRONIC NUISANCE PROPERTY. Property upon which two or more of the behaviors listed below have occurred during any 180-day period, as a result of any two (2) separate factual events that have been independently investigated by any law enforcement agency.
1. Disorderly Conduct as defined in 720 ILCS 5/26-1.
 2. Unlawful Use of Weapons as defined in 720 ILCS 5/24-1, *et seq.*
 3. Mob Action as defined in 720 ILCS 5/25.1.
 4. Discharge of a Firearm as defined in 720 ILCS 5/24-1.2 and 1.5.
 5. Gambling as defined in 720 ILCS 5/28-1.
 6. Possession, Manufacture or Delivery of Controlled Substances as defined in 720 ILCS 570/40, *et seq.*
 7. Assault or Battery or Any Related Offense as defined in 720 ILCS 5/12-1, *et seq.*
 8. Sexual Abuse or Related Offenses as defined in 720 ILCS 5/12-15, *et seq.*
 9. Public Indecency as defined in 720 ILCS 5/11-9, *et seq.*
 10. Prostitution as defined in 720 ILCS 5/11-14, *et seq.*
 11. Criminal Damage to Property as defined in 720 ILCS 5/21-1, *et seq.*
 12. Possession, Cultivation, Manufacture or Delivery of Cannabis as defined in 720 ILCS 550/1, *et seq.*
 13. Illegal consumption or Possession of Alcohol as defined in 235 ILCS 5/1, *et seq.*
 14. Violation of any City of St. Charles ordinance or State of Illinois statute controlling or regulating the sale or use of alcoholic beverages.
 15. Violation of City of St. Charles property maintenance code section 305, or any successor code section, relative to rubbish and garbage.
 16. Violation of chapter 8.28 of this code relative to plants and weeds.”

SECTION TWO: That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, expressly repealed.

SECTION THREE: That this Ordinance shall be in full force and effect ten (10) days from and after its passage, approval and publication as provided by law.

PRESENTED to the City Council of the City of St. Charles, Illinois, this _____ day of _____, 2012.

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PASSED by the City Council of the City of St. Charles, Illinois, this ____ day of _____, 2012.

APPROVED by the Mayor of the City of St. Charles, Illinois, this ____ day of _____, 2012.

Donald P. DeWitte, Mayor

ATTEST:

City Clerk

COUNCIL VOTE:

Ayes:

Nays

Absent:

Abstain:

APPROVED AS TO FORM:

City Attorney

DATE: _____